IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

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PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 16067 of 2004

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Between:

Smt. Shameem Sultana, W/o Late Barkath Mustafa Ali,
R/o 8/81/3320/3/25, Aziz Bagh, Towlichowki, Golconda P.S.
Limits, Hyderabad.

..... PETITIONER

AND

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1 The Station House Officer, Golconda P.S., Golconda, Hyderabad.
2 The Residential Medical Officer, Erragadda Mental Hospital,
Erragadda, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in not admitting the Petitioner's mental son Mr. Meer Mehamood Ali, aged about 36 years, mentally unbalanced, into the Erragadda Mental Hospital in Open Ward as illegal, arbitrary and also offends the Article 21 of the Constitution of India and consequently direct the Respondents to joining the Petitioner's son Mr. Meer Mehamood Ali, in Erragadda Mental Hospital in Open ward forthwith.

Counsel for the Petitioner: MR.K.NAGESWARA REDDY

Counsel for the Respondent No. 1: G.P. for Home

Counsel for the Respondent No. 2: G.P. for Medical and Health

The Court at the admission stage made the following :

ORDER:

Heard learned counsel for the petitioner and learned Government Pleader for Home and Government Pleader for Medical & Health for respondents. Both have no objection for disposal of the writ petition at the admission stage.

In this writ petition petitioner challenged the in action on the part of the second respondent in not admitting the petitioner's son, who is mentally imbalanced, into Erragadda Mental Hospital.

Learned Government Pleader on instructions submits that if the petitioner fulfils the formalities to admit his son in the general ward of the mental hospital, the authorities have no objection to admit the petitioner's son. For which the learned counsel for the petitioner submits that the petitioner is ready to incur necessary expenditure for admitting his son in the general ward of the mental hospital. If that be the case, it is open for the petitioner to approach the hospital authorities for admission of his son, and on complying the formalities the hospital authorities shall take appropriate steps for due admission of the petitioner's son, as per the hospital rules.

With the above observation, the Writ Petition is disposed of at the admission stage.

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A. Gopal Reddy, J.

10th September, 2004.

Js.

ASSISTANT REGISTRAR

To

1 The Station House Officer, Golconda P.S., Golconda, Hyderabad.
2 The Residential Medical Officer, Erragadda Mental Hospital, Erragadda, Hyderabad.

3 2 CCs to G.P. for Home and G.P. for Medical and Health, High

buildings, Hyderabad.

4 2 CD copies.